

EMERGENCY PURCHASE AFFIDAVIT

Reference # _____

Chief Procurement Officer (CPO) making a procurement under Illinois Procurement Code (30 ILCS 500/20-30) shall file affidavit with Procurement Policy Board and Auditor General within 10 days.

Agency: Capital Development Board

Division: _____

Address: 401 South Spring StreetCity: SpringfieldState: ILZip: 62706Vendor: Geissler Roofing (\$29,000.00)Address: 612 South 3rd StreetCity: BellevilleState: ILZip: 62220Vendor: Heartland Mechanical (\$28,900.00)Address: 511 Health Department RoadCity: MurphysboroState: ILZip: 62966

State of Illinois)

: SS

County of Perry

I, Gus Behnke being duly sworn, solemnly swear and affirm that I am Chief Fiscal Officer.

I have authorized the emergency procurement in accordance with standards as established by law and rule in fulfillment of the emergency purchase affidavit provisions of Illinois Procurement Code [30 ILCS 500/20-30] as follows.

- ☒ Involving threat to public health or public safety.
☒ Immediate expenditure is necessary for repairs to State property to protect against further loss of or damage
☒ To prevent or minimize serious disruption in critical State services that affect health, safety, or collection of substantial State revenues.
☒ To insure integrity of State records
☐ Quick purchase as provided by Section 20-30 (d) of the Illinois Procurement Code

The conditions and circumstances requiring this emergency purchase, including reason for selection of the particular contractor are:

According to the Department of Corrections, major storm damage occurred at approximately 5:00 a.m. on June 19, 2011. The facility experienced power outages, lost one phase of the power and the emergency generator did not automatically start. The Dietary Building gas line supplying the make up air unit was broken off and leaking. The make up air unit and the exhaust hood unit was blown off the roof. Portions of the metal roof on the south dorm building.
(Continue on next page if necessary)

Expected Start Date: June 21, 2011Expected End Date: September 16, 2011Extension of previous emergency purchase: ☐ Yes or ☒ No

Term of emergency procurement shall not exceed 90 days. Contract may be extended beyond 90 days if CPO determines additional time is necessary; however, prior to execution of extension, CPO must hold a public hearing and provide written description.

Amount of this expenditure is: \$ _____ ☐ Actual or \$ 57,900.00 ☒ *Estimated

*When only an estimate of cost is available, the actual cost shall be reported immediately after it is determined.

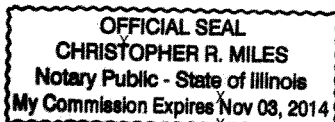
I am duly authorized to make this affidavit. I know and understand the contents of this affidavit and all statements herein are true and correct. This affidavit is made pursuant to and in fulfillment of the requirements of Illinois Procurement Code [30 ILCS 500/20-30].

Gus Behnke

Signature of Affiant

Subscribed and sworn before me this 23 day of June 20 11.

(Seal)

Christopher R. Miles

Notary Public

My Commission expires: _____

Section 20-30. Emergency purchase

(a) Conditions for use. In accordance with standards set by rule, a purchasing agency may make emergency procurements without competitive sealed bidding or prior notice when there exists a threat to public health or public safety, or when immediate expenditure is necessary for repairs to State property in order to protect against further loss of or damage to State property, to prevent or minimize serious disruption in critical State services that affect health, safety, or collection of substantial State revenues, or to ensure the integrity of State records; provided, however, that the term of the term of the emergency purchase shall be limited to the time reasonably needed for a competitive procurement, not to exceed 90 days. A contract may be extended beyond 90 days if the chief procurement officer determines additional time is necessary and that the contract scope and duration are limited to the emergency. Prior to the execution of the extension, the chief procurement officer must hold a public hearing and provide written justification for all emergency contracts. Members of the public may present testimony. Emergency procurements shall be made with as much competition as is practicable under the circumstances. A written description of the basis for the emergency and reasons for the selection of the particular contractor shall be included in the contract file.

(b) Notice. Notice of all emergency procurements shall be provided to the Procurement Policy Board and published in the online electronic Bulletin no later than 3 business days after the contract is awarded. Notice of intent to extend an emergency contract shall be provided to the Procurement Policy Board and published in the online electronic Bulletin at least 14 days before the public hearing. Notice shall include at least a description of the need for the emergency purchase, the contractor, and if applicable, the date, time and location of the public hearing. A copy of this notice and all documents provided at the hearing shall be included in the subsequent Procurement Bulletin. Before the next appropriate volume of the Illinois Procurement Bulletin, the purchasing agency shall publish in the Illinois Procurement Bulletin a copy of each written description and reasons and the total cost of each emergency procurement made during the previous month. When only an estimate of the total cost is known at the time of publication, the estimate shall be identified as an estimate and published. When the actual total cost is determined, it shall also be published in like manner before the 10th day of the next succeeding month.

(c) Affidavits. A chief procurement officer making a procurement under this Section shall file affidavits with the Procurement Policy Board and the Auditor General within 10 days after the procurement setting forth the amount expended, the name of the contractor involved, and the conditions and circumstances requiring the emergency procurement. When only an estimate of the cost is available within 10 days after the procurement, the actual cost shall be reported immediately after it is determined. At the end of each fiscal quarter, the Auditor General shall file with the Legislative Audit Commission and the Governor a complete listing of all emergency procurements reported during that fiscal quarter. The Legislative Audit Commission shall review the emergency procurements so reported and, in its annual reports, advise the General Assembly of procurements that appear to constitute an abuse of this Section.

(d) Quick purchases. The chief procurement officer may promulgate rules extending the circumstances by which a purchasing agency may make purchases under this Section, including but not limited to the procurement of items available at a discount for a limited period of time. (Source: P.A. 90-572, eff. date - See Sec. 99-5.)

For continuation if necessary:

Reference # _____

and visiting area were damaged by the high wind. The communications tower was blown over and will need to be replaced. The kitchen ceiling has water damage due to the large opening where the exhaust and make up units were blown off. A few light fixtures have water inside. The ceiling in the visiting area has some water damage due to the roof panels that were blown off exposing the ceiling to the rain. The fire alarm was damaged when the exhaust hood was blown off leaving the fire alarm system completely shut down.

MEMORANDUM

TO: Capital Programs
Capital Development Board

FROM: Ill. Dept. of Corrections
(Name of Agency)

DATE: 22-Jun-11

SUBJECT: Emergency Purchase Request

The Ill. Dept. of Corrections is requesting that the Capital Development Board take action to procure, on an emergency basis, one or more contracts to address an emergency need of the State.

This situation meets the following condition(s) for use as set forth in 30 ILCS 500/20-30:

- | | |
|-------------------------------------|--|
| <input checked="" type="checkbox"/> | There exists a threat to public health or public safety. |
| <input checked="" type="checkbox"/> | Immediate expenditure is necessary for repairs to State property in order to protect against further loss or damage. |
| <input checked="" type="checkbox"/> | It is necessary to prevent or minimize serious disruption in State services. |
| <input checked="" type="checkbox"/> | It is necessary to insure the integrity of State records. |

Specific justification for the emergency conditions listed above are as follows:
(Please attach relevant documentation)

(Please describe the emergency. Attach additional sheets as needed)
See attachment A

I am Bruce J. Bryan Architect CPU IDOC
(Please give official title and office.)

We understand that CDB will coordinate with its CPO who will make all appropriate postings to the Procurement Bulletin and will file all necessary affidavits and updates with the Auditor General.